

# HOUSE BILL No. 1323

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-50-5-5.

**Synopsis:** Costs of environmental cleanup related to crime. Specifies that a court may require a defendant to pay for the environmental cleanup resulting from manufacturing, financing the manufacture of, advertising, distributing, or possessing with intent to manufacture, finance, advertise, or distribute a substance represented to be a controlled substance or prescription drug.

**Effective:** July 1, 1999.

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January 12, 1999, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE BILL No. 1323

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 35-50-5-5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 1999]: **Sec. 5. (a) This section applies in each criminal action in**  
4 **which a person is sentenced under this article for a violation of**  
5 **IC 35-48-4-4.6.**

6 **(b) In addition to any sentence imposed under this article for an**  
7 **offense described in subsection (a), a court may, as a condition of**  
8 **probation or without placing the defendant on probation, order the**  
9 **defendant to reimburse a law enforcement agency or any other**  
10 **person for the expenses of an environmental cleanup conducted as**  
11 **a result of the offense.**

12 SECTION 2. [EFFECTIVE JULY 1, 1999] **IC 35-50-5-5, as added**  
13 **by this act, applies only to offenses committed after June 30, 1999.**  
14 **The addition of IC 35-50-5-5 by this act shall not be construed to**  
15 **limit the authority of a court to require reimbursement of expenses**  
16 **described in IC 35-50-5-5, as added by this act, for offenses**  
17 **committed before July 1, 1999.**

